

TOWN OF MINONG RESOLUTION GOVERNING SMALL WIND ENERGY SYSTEMS

RESOLUTION # 56

BE IT HEREBY RESOLVED that the Town Board of the Town of Minong for the health and safety of the residents of the Town of Minong sees the need, to govern the installation and construction of wind turbine systems within the Town of Minong

STANDARDS

A small wind energy system shall be a permitted use within the Town of Minong and subject to the following requirements:

1. Setbacks. A wind tower for a small wind system shall be set back a distance equal to its total height from: any public road right of way, any overhead utility lines, and all property lines, unless written permission is granted by the Town of Minong.

2. Access. All ground mounted electrical and control equipment shall be labeled or secured to prevent unauthorized access and the tower shall be designed and installed as to not provide step bolts or a ladder readily accessible to the public for a minimum height of 8 feet above the ground.

3. Electrical Wires. All electrical wires associated with a small wind energy system, other than wires necessary to connect the wind generator to the tower wiring, the tower wiring to the disconnect junction box, and the grounding wires shall be located underground.

4. Lighting. A wind tower and generator shall not be artificially lighted unless such lighting is required by the Federal Aviation Administration.

5. Appearance, Color and Finish. The wind generator and tower shall remain painted or finished the color or finish that was originally applied by the manufacturer, unless approved in the building permit.

6. Signs. All signs other than the manufacturer's or installer's identification, appropriate warning signs, or owner identification on a wind generator, tower, building, or other structure associated with a small wind energy system visible from any public road shall be prohibited.

7. Code Compliance. A small wind energy system including tower shall comply with all applicable state construction and electrical codes, and the National Electrical Code.

8. Utility notification and interconnection. Small wind energy systems that connect to the electric utility shall comply with the Public Service Commission of Wisconsin's Rule 119, "Rules for Inter-connecting Distributed Generation Facilities."

9. Metal towers shall be permitted under the same standards, permit requirements, restoration requirements, and permit procedures as a small wind energy system.

PERMIT REQUIREMENTS

- A. Building Permit and Conditional Use Permit. A building permit shall be required, which can not be issued until a conditional use permit has been approved by the Town of Minong for the installation of a small wind energy system.
- B. Documents: The building permit application shall be accompanied by a plot plan which includes the following:
 - A. Property lines and physical dimension of the property
 - B. Location, dimensions, and types of existing major structures on the property
 - C. Location of the proposed wind system tower
 - D. The right-of-way of any public road that is contiguous with the property
 - E. any overhead utility lines
 - F. Wind system specifications, including manufacturer and model, rotor diameter, tower height, tower type (freestanding or guyed)
 - G. Tower foundation blueprints or drawings
 - H. Tower blueprint or drawing
- C. Fees. The application for a building permit for a small wind energy system must be accompanied by the fee required for a building permit as permitted by Washburn County Zoning for a conditional Use permit.
- D. Expiration A permit issued pursuant to this Resolution shall expire if : The small wind energy system is not installed and functioning within 24 months from the date the permit is issued, or the system is out of service or otherwise unused for a continuous 12 month period.

ABANDONMENT

- A. A small wind energy system that is out of service for a continuous 12-month period will be deemed to have been abandoned. The Zoning Administrator may then issue a Notice of Abandonment to the owner.
- B. If the system is determined to be abandoned, the owner shall then remove the wind generator from the tower at the owner's sole expense within 3 months of receipt of Notice of Abandonment. If the owner fails to remove the wind generator from the tower, the Administrator may pursue a legal action to have the generator removed at the owner's expense.

VIOLATIONS

It is unlawful for any person to construct, install, or operate a small wind energy system that is not in compliance with the Washburn County's Ordinance governing wind energy systems or in compliance with this Resolution adopted by the Town Board of the Town of Minong.

SEVERABILITY

The provisions of this Resolution are severable, and the invalidity of any section, subsection, or paragraph, or other part of this Resolution shall not affect the validity or effectiveness of the remainder of the Resolution.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Minong, hereby formally adopts the Town of Minong Resolution Governing the Installation of Small Wind Energy Systems as the official policy statement for the Town of Minong for the construction, installation, or operation of wind energy systems.

This decision being made by the Minong Town Board at the Town Board Meeting held on

Dec 10, 2007.

L N Fiedler
Chairman Date

Robert M. Running
Supervisor III Date

[Signature]
Supervisor I Date

[Signature]
Supervisor IV Date

[Signature]
Supervisor II Date

CERTIFICATION OF CLERK

I Jo Anne Denninger, Clerk of the Town of Minong, Washburn County, WI, do hereby certify that this decision was approved by the Town Board at a meeting held on the Dec 10, 2007. There being 5 Ayes and 0 Nays.

Adopted this 10 day of Dec 2007

[Signature]
Jo Anne Denninger, Clerk/Treasurer Date
Town of Minong

12/10/2007